

COMBINED FEE TRANSMITTAL
for FY 2005

Effective 12/08/2004. Patent fees are subject to annual revision.

PTO/SB/17 (Rev. 04) (Revised) (For payment of 37 CFR 1.17 fees including (f), (g), (h), & (i))

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 750.00

Complete if Known

Application Number 09/241,636

Filing Date February 2, 1999

First Named Inventor Ellen M. HEATH et al.

Examiner Name J.A. Goldberg

Art Unit 1634

Attorney Docket No. 41140-0003

METHOD OF PAYMENT (check one)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit Account Number: 08-1641

Deposit Account Name: Heller Ehrman LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below

☒ Credit any overpayments and charge any deficiencies

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the deposit account

FEE CALCULATION (continued)

4. PETITION FEES UNDER 37 CFR 1.17 (f)
Fee Code: 1462 Fee \$ 400 For petitions filed under: § 1.53(e); § 1.57(a); § 1.182; § 1.183; § 1.378(e); § 1.741(b)

5. PETITION FEES UNDER 37 CFR 1.17 (g)
Fee Code: 1463 Fee \$ 200 For petitions filed under: § 1.12; § 1.14; § 1.47; § 1.59; § 1.103(a); § 1.136(b); § 1.295; § 1.296; § 1.377; § 1.550(c); § 1.956; § 5.12; § 5.15; § 5.25

6. PETITION FEES UNDER 37 CFR 1.17 (h)
Fee Code: 1464 Fee \$ 130 For petitions filed under: § 1.19(g); § 1.84; § 1.91; § 1.102(d); § 1.138(c); § 1.313; § 1.314

7. PROCESSING FEES UNDER 37 CFR 1.17 (i)
Fee Code: 1808 (1803 for § 1.221) Fee \$ 130 For petitions filed under: § 1.28(c)(3); § 1.41; § 1.48; § 1.52(d); § 1.53(b)(3); § 1.55; § 1.99(e); § 1.103(b); § 1.103(c); § 1.103(d); § 1.217; § 1.221; § 1.291(c)(5); § 1.497(d); § 3.81

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Applicati on Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	135	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
SUBTOTAL (1)							\$

8. OTHER FEES

Entity Fee (\$)	Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
110	55	Extension for reply within first month	
430	215	Extension for reply within second month	
980	490	Extension for reply within third month	
1,530	765	Extension for reply within fourth month	
2,080	1,080	Extension for reply within fifth month	
340	170	Filing a brief in support of an appeal	
790	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1,510	1,510	Petition to institute a public use proceeding	
110	55	Petition to revive - unavoidable	
1,500	750	Petition to revive - unintentional	750.00
50	50	Processing fee under 37 CFR 1.17(q)	
180	180	Submission of Information Disclosure Stmt	
300	150	Request for oral hearing	
790	395	For each additional invention to be examined (37 CFR 1.129(b))	
790	395	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	
Other fee (specify)			
SUBTOTAL (4+5+6+7+8)			\$ 750.00

2. EXTRA CLAIM FEES

Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
50	25	Each claim in excess of 20 or, for Reissues, each claim in excess of 20 and more than in the original patent
200	100	Each Independent claim in excess of 3 or, for Reissues, each independent claim more than in the original patent
360	180	Multiple dependent claim, if not already paid
Extra Claims		Fee from above
Total Claims	43	-20** = 0 x 0 = 0
Independent Claims	4	-3** = 0 x 0 = 0
**or number previously paid, if greater; For Reissues see below		
Multiple Dependent		180 = 0
SUBTOTAL (2)		\$

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof (round up to the whole number). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s)

Total Sheets	Extra Sheets	Number of each additional 50	Fee (\$)	Small Entity Fee (\$)
-100 =		1900/50 =	x 250 OR x 125	
SUBTOTAL (3)				\$

SUBMITTED BY

Name (Print/Type) Sanjay Sitlanti

Registration No. (Attorney/Agent) 48,489

Telephone 202-912-2000

Complete (if applicable)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 41140-0003

Confirmation No.: 8977

Applicant(s): Ellen M. HEATH et al.

Appl. No.: 09/241,636

Examiner: J. Goldberg

Filing Date: February 2, 1999

Art Unit: 1634

Title: PROCESSES FOR ISOLATING, AMPLIFYING AND CHARACTERIZING
DNA

Petition for Revival of Application
Abandoned Unintentionally Under 37 C.F.R. § 1.137(b)

Commissioner for Patents
United States Patent and Trademark Office
Customer Service Window, Mail Stop Petition to Revive
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

The captioned application became abandoned on January 13, 2006 for failure to timely respond to the Office Action dated April 26, 2005. By the instant paper, the undersigned respectfully petitions for revival under 37 C.F.R. § 1.137(b) of the captioned application which was abandoned unintentionally.

Pursuant to 37 C.F.R. § 1.137(b), applicants state that:

- 1.) Notice of Abandonment was mailed to Heller Ehrman LLP on January 13, 2006.
- 2.) The entire delay in filing the required reply from the due date for the reply until the filing of the instant petition was unintentional. Transfer of the captioned application from the firm of Ropes & Gray to Heller Ehrman, LLP and resulting clerical errors by the USPTO resulted in the mailing of the office action of April 26, 2005 and the subsequent Notice of Abandonment to Ropes & Gray and not Heller Ehrman, LLP. as required.

Applicants received both the aforementioned Office Action and Notice of Abandonment after July 2006.

- 3.) The undersigned respectfully submits that since the captioned application was filed after June 8, 1995, a grantable petition does not require a Terminal Disclaimer.

Pursuant to 37 C.F.R. § 1.137(b), applicants submit herewith:

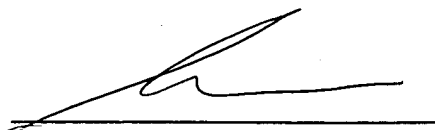
- 1.) A petition fee as set forth in 37 C.F.R. § 1.17(m) in the amount of \$750.00 (small entity).
- 2.) Revocation of Power of Attorney and Appointment of New Agent and Change of Address and Statement Under 37 CFR 3.73(b).
- 3.) Assertion of Small Entity Status.

Although the undersigned believes that the correct fees are attached, the Commissioner is authorized to credit any overpayment or charge any deficiency to Deposit Account No. 08-1641.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

January 16, 2007
Date


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